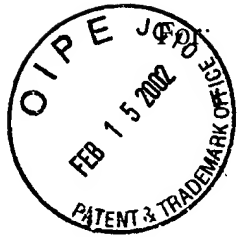


DAEP 1621/B
#7
PA-153

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
RENE C. GADREAU et al. : Group Art Unit: 1621
Serial No.: 09/741,814 :
Filed: December 22, 2000 :
B - TUBULIN INHIBITORS :



**PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM
UNDER 35 USC 119(e) FOR BENEFIT OF A PRIOR FILED
PROVISIONAL APPLICATION**

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

Applicants hereby petitions to have accepted an unintentionally delayed claim under 35 USC 119(e) for the benefit of U.S. Provisional Patent Application No. 60/171,615 filed on December 23, 1999. Applicants submit herewith a Preliminary Amendment inserting immediately after the title of the invention a specific reference to U.S. Provisional Patent Application No.: 60/171,615 filed on December 23, 1999 from which Applicants claim priority under 35 USC 119 (e). A check in the amount of \$1,280 is enclosed herewith to satisfy the government fee set forth in 37 CFR 1.17(t). The entire delay between the date the claim of priority was due under 37 CFR 1.78(a)(5)(ii) and the present date (i.e., the date the claim for priority is being filed) was unintentional.

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09/741,814

February 15, 2002

It is believed that no additional fees are owing. Should determination be incorrect, the Patent Office Officials are hereby authorized to charge any deficiencies to our Deposit Account No. 13-2759, and notify the undersigned in due course.

Respectfully submitted,

Date:

2/15/02



James J. Merek
Attorney for Applicants
Reg. No. 32,158

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